1 MELINDA HAAG (CABN 132612) United States Attorney 2 MIRANDA KANE (CABN 150630) 3 Chief, Criminal Division J. MARK KANG (NYBN 4033999) 4 Special Assistant United States Attorney 5 450 Golden Gate Avenue, Box 36055 San Francisco, California 94102 6 Telephone: (415) 436-7050 Facsimile: (415) 436-7234 7 E-Mail: Mark.Kang@usdoj.gov 8 Attorneys for the United States of America 9 10 UNITED STATES DISTRICT COURT 11 NORTHERN DISTRICT OF CALIFORNIA 12 SAN FRANCISCO DIVISION 13 UNITED STATES OF AMERICA, 14 No. CR 12-0691 WHA 15 Plaintiff, STIPULATION AND (PROPOSED) 16 ORDER EXCLUDING TIME UNDER 18 JOSE CASTENEDA MORALES, 17 a/k/a Jose Manuel Casteneda-Morales, U.S.C. § 3161 a/k/a Jose Morales-Casteneda, a/k/a Jose Casteneda. 18 Defendant. 19 20 21 On October 30, 2012, the parties in this case appeared before the Court. At that time, the 22 Court set the matter for jury trial, on December 10, 2012. The parties have agreed to exclude the 23 period of time between October 30, 2012 and December 3, 2012 from any time limits applicable 24 under 18 U.S.C. § 3161. The parties represented that granting the exclusion would allow the 25 reasonable time necessary for effective preparation of counsel and for the continuity of counsel. 26 See 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that the ends of justice served by 27 granting such an exclusion of time outweigh the best interests of the public and the defendant in 28 STIPULATION & [PROPOSED] ORDER EXCLUDING TIME CR 12-0691 WHA

1	a speedy trial. 18 U.S.C. § 3161(h)(7)(A).	At the hearing, the Court made findings consistent
2	with this agreement. SO STIPULATED:	
3		MELINDA HAAG
4		United States Attorney
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6	DATED: November 1, 2012	J. MARK KANG
7		Special Assistant United States Attorney
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9	DATED: November 1, 2012	EDWARD HU
10		Attorney for JOSE CASTENEDA MORALES
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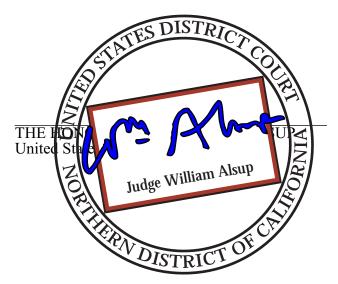
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[PROPOSED] ORDER

For the reasons stated above and at the October 30, 2012 hearing, the Court finds that the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from October 30, 2012 and December 3, 2012 is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161(h)(7)(A). Denying the requested exclusion of time would deprive the parties of the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §3161(h)(7)(B)(iv).

IT IS SO ORDERED.

DATED: November 6, 2012.



STIPULATION & [PROPOSED] ORDER EXCLUDING TIME CR 12-0691 WHA